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SM (5)  
2607  
21.2.2000

IN THE HIGH COURT OF KARNATAKA AT BANGALORE

DATED THE 15TH DAY OF APRIL, 1998

BEFORE

THE HON'BLE MR.JUSTICE H.RANGAVITTALACHAR

HRRP NO.595/1998

BETWEEN:-

Shri.M.I.Gove,

S/o.Noor Mohammed,

Age : Major,

Residing at No.27/3,

Albert Victor Road,

Opp.: Marioswamy Mutt,

Kalasipalyam,

Bangalore. .... PETITIONER

(By Sri.Srivatsa Associates, Adv.)

A N D:-

1. Shri.Nissar Ahmed,

S/o.Mohammed Zaciria,

Age : Major,

Residing at No.30,

4th Cross, Mico Main Road,

Chinnappa Palya,

Bangalore.

-: 2 :-

2. Shri.Mohammed Vazir Baig,

S/o.Anwar,

Age : Major,

Residing at No.6/2,

20th 'B' Street,

Chandini Chowk Road Cross,

Shivajinagar,

Bangalore - 560 051. ... RESPONDENTS

\* \* \* \* \*

HRRP is filed U/s.115 of CPC against  
the order dated 20-3-1998 passed in Ex.No.10040/95  
on the file of the XIII Additional Judge,  
Court of Small Causes, Bangalore.

This HRRP coming on for admission this  
day, the court made the following:

#### O R D E R

The judgment debtor/respondent herein  
had made an application before the Executing  
Court requesting the Court to issue summons  
to two witnesses under Order 16 Rule 1 and 2  
of CPC. This application has been rejected.

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-: 3 :-

The Judgment Debtor has not challenged the order; strangely the decree holder/petitioner has filed this revision petition. Petitioner cannot be said to be an aggrieved person against the order passed by the learned Judge rejecting the application of the Judgment Debtor.

No merit. Petition rejected.

Sd/-  
JUDGE.

vns.

R. By : *[Signature]*

C. By : *[Signature]*

Copy

*[Signature]*

Assistant Registrar  
High Court of Karnataka  
Bangalore-560 001

*[Signature]*  
29/5/98



